

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

NETLIST, INC.

v.

**MICRON TECHNOLOGY, INC.,
MICRON SEMICONDUCTOR
PRODUCTS, INC., and MICRON
TECHNOLOGY TEXAS LLC**

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CIVIL ACTION NO. 2:22-CV-00294-JRG

**MINUTES FOR JURY SELECTION/JURY TRIAL DAY NO. 1
HELD BEFORE U. S. DISTRICT JUDGE RODNEY GILSTRAP
May 20, 2024**

OPEN: 09:21 AM

ADJOURN: 06:21 PM

ATTORNEYS FOR PLAINTIFF: See attached

ATTORNEYS FOR DEFENDANTS: See attached

LAW CLERKS: Dylan Freeman
Brendan McLaughlin
Amy Wann

COURT REPORTER: Shawn McRoberts, RMR, CRR

COURTROOM DEPUTY: Andrea Brunson, CP

TIME	MINUTE ENTRY
09:21 AM	Court opened.
09:21 AM	Court's greeting, introduction and preliminary remarks to Jury Pool.
09:34 AM	Court called for announcements from the parties.
09:35 AM	Court continued by providing case information and gave preliminary instructions to Jury Pool.
09:44 AM	Prospective Jurors began introduction of themselves.
10:09 AM	Court provided additional instructions to Jury Pool.
10:13 AM	<i>Voir dire</i> on behalf of Plaintiff by Ms. Truelove.
10:44 AM	<i>Voir dire</i> on behalf of Defendants by Mr. Hill.
11:14 AM	Bench conference with counsel.
11:14 AM	Bench conference concluded.
11:17 AM	Court instructions provided to Jury Pool. Court requested specific juror(s) to remain in courtroom while remainder of Jury Pool recessed.
11:20 AM	Remainder of Jury Pool recessed.
11:21 AM	Counsel approached bench.

TIME	MINUTE ENTRY
11:22 AM	Strike conference began with specifically named juror(s).
11:49 AM	Strike conference concluded. Attorneys excused to exercise strikes.
11:50 AM	Recess.
12:17 PM	Court reconvened.
12:17 PM	Instructions given by the Court. Jurors selected.
12:20 PM	Jurors sworn.
12:23 PM	Remainder of Jury Pool excused.
12:24 PM	Additional instructions given by the Court.
12:43 PM	Jury recessed for lunch.
12:43 PM	Court instructed parties to continue with meet and confer efforts re: unresolved disputes re: objections to demonstratives.
12:46 PM	Recess.
01:42 PM	Court reconvened.
01:42 PM	Counsel provided update to the Court re: meet and confer efforts re: objections to demonstratives.
01:43 PM	Jury returned to courtroom.
01:44 PM	Court gave preliminary instructions to Jury.
02:18 PM	Notebooks provided to Jury.
02:18 PM	Continuation of Court's preliminary instructions to Jury.
02:25 PM	Bench conference.
02:26 PM	Bench conference concluded.
02:26 PM	Court provided explanation to Jury re: oversight during preliminary instructions.
02:27 PM	Plaintiff's opening statement by Mr. Sheasby.
02:56 PM	Defendants' opening statement by Mr. Melsheimer.
03:24 PM	Opening statements concluded.
03:24 PM	Rule invoked to exclude expert witnesses.
03:25 PM	Plaintiff's case-in-chief:
03:25 PM	Witness sworn.
03:26 PM	Direct examination of Mr. Scott Milton by Mr. Sheasby.
03:51 PM	Bench conference.
03:52 PM	Bench conference concluded.
03:52 PM	Continuation direct examination of Mr. Scott Milton by Mr. Sheasby.
04:15 PM	Jury recessed for break.
04:15 PM	Recess.
04:29 PM	Court reconvened.
04:29 PM	Court requested update from counsel re: unresolved disputes.
04:31 PM	Jury returned to courtroom.
04:31 PM	Cross examination of Mr. Scott Milton by Mr. Melsheimer.
05:16 PM	Redirect examination of Mr. Scott Milton by Mr. Sheasby.
05:27 PM	Recross examination of Mr. Scott Milton by Mr. Melsheimer.
05:30 PM	Completion of testimony of Mr. Scott Milton.
05:31 PM	Witness sworn.
05:32 PM	Direct examination of Mr. Noel Whitley by Ms. Truelove.
05:44 PM	Cross examination of Mr. Noel Whitley by Mr. Hill.
05:58 PM	Bench conference.

TIME	MINUTE ENTRY
06:04 PM	Bench conference concluded.
06:04 PM	Continuation cross examination of Mr. Noel Whitley by Mr. Hill.
06:10 PM	Redirect examination of Mr. Noel Whitley by Ms. Truelove.
06:12 PM	Recross examination of Mr. Noel Whitley by Mr. Hill.
06:12 PM	Completion of testimony of Mr. Noel Whitley.
06:12 PM	Court provided instructions to the Jury.
06:15 PM	Jury recessed for the day until 8:30 AM tomorrow morning.
06:16 PM	Court addressed unresolved disputes re: objections to deposition designations.
06:17 PM	Counsel provided update. Court to CARRY ruling.
06:17 PM	Court instructed counsel to continue with meet and confer efforts.
06:17 PM	Mr. Sheasby presented an issue and the Court made rulings as set forth in the record.
06:20 PM	Court encouraged the parties to continue with meet and confer efforts. Court will be available by 7:30 AM tomorrow morning to take up unresolved disputes.
06:21 PM	Court adjourned.